

JOE WARDY
MAYOR



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

**PROPOSED AGENDA FOR
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS
APRIL 27, 2004
9:00 A.M.**

ROLL CALL

Invocation – Pastor James Larry Williams
Pledge of Allegiance

REGULAR AGENDA

1. Discussion and action regarding the Bill of Rights Defense Committee of El Paso wishing the City Council of El Paso to support a Resolution against the anti-constitutional provisions of the Patriot Act as outlined in Resolution at <http://www.utep.edu/philos/BORDER/index.htm> [James C. Rawley]

MAYOR'S PROCLAMATIONS

1. *Share the Vision World Peace and Captain James Lovell*
2. *El Paso Arbor Week*
3. *Infant Immunization Awareness Week*

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meetings of February 13, 2003 and April 20, 2004.

3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

4. RESOLUTIONS:

- 4A.** That the Mayor be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Mike R. Stewart ("Assignor") and Jay F. Stewart ("Assignee") for the property described as a portion of Lot 1, Block 10, Butterfield Trail Industrial Park, Unit 2, City of El Paso, El Paso County, Texas, municipally known and numbered as #26 Butterfield Trail, El Paso, Texas. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 4B.** That the Mayor be authorized to sign a First Amendment to the Airport Display Agreement by and between the City of El Paso and the Sun Bowl Association to extend the display of the replica of the Sun Bowl Football Game Trophy at the El Paso International Airport to August 31, 2005. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 4C.** That the Mayor be authorized to sign the following contract amendments on behalf of the Arts and Culture Department, to be funded through supplemental appropriations to the FY2004 Direct Funding Program of the Arts and Culture Department, as recommended by the Arts and Culture Department's Staff and Advisory Board. **(All Districts)** [Arts and Culture, Alejandrina Drew, (915) 541-4481]

	ACD
El Paso Association for the Performing Arts	\$
2,764	
El Paso Pro-Musica	\$
2,764	
El Paso Symphony Orchestra	\$
3,017	
Bridge Center for Contemporary Art	\$
1,514	
Bridge Center for Contemporary Art/Chamizal Independent Film Festival	\$
1,014	
Creative Kids	\$
1,017	
El Paso Chorale	
\$ 1,514	
El Paso Community College, Arts Festival	\$
764	
El Paso Playhouse Kids-n-Company, Technical Support	\$
764	
El Paso Wind Symphony	\$
1,514	
Gilbert & Sullivan Co. of El Paso	\$
514	
Project Vida	\$
1,264	
Theatre Inc.	\$
1,517	
UTEP Art Department, Visiting Artists & Exhibition Series	
\$ 1,514	
TOTALS:	
\$21,455	

- 4D.** That the Mayor be authorized to sign the following contracts on behalf of the Arts and Culture Department, to be funded through supplemental appropriations to the FY2004 Direct Funding Program of the Arts and Culture Department, as recommended by the Arts and Culture Department's Staff and Advisory Board.
(All Districts) [Arts and Culture, Alejandrina Drew, (915) 541-4481]

	ACD
1. Chamizal National Memorial	\$1,517
2. Showtime El Paso	\$1,514
3. UTEP Language & Linguistics Department	\$ 514
TOTALS:	\$3,545

- 4E.** That the Mayor be authorized to sign a Developer Agreement between Colony Partners L.P. and the City of El Paso for the construction of certain improvements to Bear Ridge Drive and the abutting drainage channel in the vicinity of a certain 20 acre parcel contemplated for use as a City park. This developer agreement is made pursuant to Section 212.071 and 212.072 of the Texas Local Government Code as well as the City of El Paso Municipal Code. **(District 1)** [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 4F.** That the Mayor be authorized to sign a Joint Resolution between the El Paso Water Utilities-Public Service Board and the City of El Paso authorizing (1) the transfer of a 20-acre tract of land in H.G. Foster Survey No. 262, City of El Paso, El Paso County, Texas, from the jurisdiction of the El Paso Water Utilities-Public Service Board to the City of El Paso for use as a public park; (2) that the City of El Paso shall pay the El Paso Water Utilities-Public Service Board a total sum of \$120,000 as consideration for the 20-acre land transfer; and (3) that the El Paso Water Utilities-Public Service Board shall accept reimbursement through deductions due the City from the proceeds derived from future El Paso Water Utilities-Public Service Board land sales in the amount of \$120,000 to cover the land transfer. **(District 1)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 4G.** Resolution authorizing the Mayor to sign an amended Interlocal Agreement between the INSTITUTE FOR POLICY AND ECONOMIC DEVELOPMENT, which is part of the University of Texas at El Paso, and the CITY OF EL PASO to extend the term of the Agreement dated February 17, 2004 from May 1, 2004 to July 1, 2004, and to revise the Scope of Services as described in the amended Agreement. [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 4H.** Authorizing the Mayor to sign, on behalf of the City, affidavits required for the Texas Department of Transportation (TxDOT) matching fund adjustment for economically disadvantaged counties (EDC) for TxDOT transportation project applications for the year 2004. **(Citywide)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 4I.** That the Mayor be authorized to sign the Certificate Specifying Officials Authorized to Execute and Deliver Disbursement Requests related to the Community Adjustment and Investment Program Agreement for Grants to U.S. State and Local Governments ("the Grant Agreement," Award Number 2001-039-TX-P), dated as of September 5, 2002, and as first amended on October 23, 2003, between the North American Development Bank (NADBank) and the City of El Paso. The Certificate identifies three individuals who are authorized to make requests for disbursements from the funds available under the Grant Agreement, which supplements the El Paso City-County MultiBank Revolving Loan Fund of the City and County of El Paso: **(All Districts)**
[Economic Development, David G. Dobson, (915) 541-4680]
- Deputy Chief Administrative Officer for Financial Services
 - Comptroller
 - Director of Economic Development Department

- 4J.** That the Mayor be authorized to sign the Second Amended Interlocal Agreement between the County of El Paso and the City of El Paso, that provides for a Joint Revolving Loan Fund. Revisions to the Agreement include adding funds from the Community Adjustment and Investment Program of the North American Development Bank and from the Brownfields Cleanup Revolving Loan Fund Program of the Environmental Protection Agency; allowing for changes in state agency and Program Operator names; and, allowing for three consecutive two-year terms for Revolving Loan Fund Board members. **(All Districts)**
[Economic Development, David G. Dobson, (915) 541-4680]
- 4K.** That the Mayor be authorized to sign a First Amendment to Tax Abatement Agreement by and between the City of El Paso and Physicians Specialty Hospital of El Paso-East to amend the year ending dates of the job creation requirements.
[Economic Development, David G. Dobson, (915) 541-4680]
- 4L.** That the Director of the El Paso Museums Department be authorized to accept, on behalf of the City of El Paso, the following gift for the El Paso Museum of History:
- One (1) oil on canvas portrait of President Porfirio Diaz (c. 1880s-1890s) offered by David Saenz of El Paso, Texas.
[El Paso Museum of History, Barbara J. Angus, (915) 858-1928]
- 4M.** That the Mayor be authorized to sign an Agreement for Engineering Services by and between the CITY OF EL PASO and CEA ENGINEERING GROUP, for a project known as "Cedar Grove Street and Drainage Improvements Phases I-XII", in an amount not to exceed SIX HUNDRED SEVENTY-SEVEN THOUSAND NINE HUNDRED ELEVEN and NO/100 DOLLARS (\$677,911.00).
(District 3) [Engineering Department, Irene Ramirez, (915) 541-4431]
- 4N.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **SHEILA ELIAS**, to assist the Financial and Administrative Department as a Grants Administrator at a biweekly rate of \$1,923.08 for 40 hours per week. The term of the contract shall be for the period of May 8, 2004 through May 7, 2005.
[Financial and Administrative Services, William Chapman, (915) 541-4011]
- 4O.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **CHRIS A. CUMMINGS**, to assist the Financial and Administrative Department as a Grant Writer at a biweekly rate of \$1,538.46 for 40 hours per week. The term of the contract shall be for the period of May 8, 2004 through May 7, 2005. [Financial and Administrative Services, William Chapman, (915) 541-4011]
- 4P.** That the Mayor and City Council approve the Equal Employment Opportunity Plan for the City of El Paso. [Human Resources, Terry A. Bond, (915) 541-4509]
- 4Q.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **COMMUNITY AND HUMAN DEVELOPMENT DIRECTOR** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain 5794. The Grade shall be EX-C. [Human Resources, Terry A. Bond, (915) 541-4509]

- 4R.** That the Mayor be authorized to sign a Grant Application to the Texas State Library and Archives Commission (TSLAC) in the amount of \$385,867 for SFY 2004/2005 on behalf of the El Paso Public Library and the Texas Trans-Pecos Library System, and that the Mayor be authorized to sign any required contracts and related documents to accept funding of that amount or any other amount approved by TSLAC. The grant funds will be used for library operations. (No matching funds required.) **(All Districts)** [Library, Carol Brey-Casiano, (915) 543-5406]
- 4S.** That the Library Director be authorized to sign an Exhibit Contract with Fred Morales covering an exhibit of photos "Ciudad Juarez" at the Clardy Fox Branch of the El Paso Public Library System for the period of May 1 through 31, 2004. This exhibition is at no cost to the City. **(District 3)**
[Library, Carol Brey-Casiano, (915) 543-5406]
- 4T.** That the Library Director be authorized to sign an Exhibit Contract with Alejandro Garcia S. covering an exhibit of "Oil Paintings" at the Main Library of the El Paso Public Library System for the period of May 1 through 31, 2004. This exhibition is at no cost to the City. **(District 8)** [Library, Carol Brey-Casiano, (915) 543-5406]
- 4U.** That the City Council hereby authorizes the use of a portion of the east side of the City Hall employee parking lot from 12:30 pm to 6:00 pm on Saturday, May 1, 2004, for use by participants and attendees in the Annual Girl Scout Awards Ceremony being held at the Scottish Rite Temple. **(District 8)**
[Municipal Services, Gonzalo Cedillos, (915) 541-4202]
- 4V.** That the Mayor be authorized to sign an application to the Wolslager Foundation ("Foundation") for a grant in the amount of \$54,000.00 to fund three Neighborhood Youth Outreach sites in various locations in the City of El Paso and that the Mayor be authorized to sign any required contracts and related documents accepting a grant for such amount or for any lesser amount approved by the Foundation. No City matching funds will be required. **(All Districts)**
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 4W.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

ACOSTA SPORTS CENTER**DEPARTMENT ID: 51010215, ACCOUNT 502215**

1. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$40.00
MAXIMUM AMT: \$10,000
CONTRACT: **2003/2004-129**
2. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$32.50
MAXIMUM AMT: \$17,062.50
CONTRACT: **2003/2004-130**

3. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$20.00
MAXIMUM AMT: \$4,500.00
CONTRACT: **2003/2004-131**
4. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$12.00
MAXIMUM AMT: \$1,500.00
CONTRACT: **2003/2004-132**
5. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$3.00
MAXIMUM AMT: \$1,800.00
CONTRACT: **2003/2004-133**
6. CONTRACTOR: El Paso Softball Umpires Association
DATES: April 30, 2004 through August 31, 2004
RATE PER CL: \$1.50
MAXIMUM AMT: \$1,800.00
CONTRACT: **2003/2004-134**

- 4X.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

ACOSTA SPORTS CENTER
DEPARTMENT ID: 51010215, ACCOUNT 502215

1. CONTRACTOR: El Paso Umpires Association
DATES: May 3, 2004 through August 31, 2004
RATE PER CL: \$56.00
MAXIMUM AMT: \$10,192.00
CONTRACT: **2003/2004-135**
2. CONTRACTOR: El Paso Umpires Association
DATES: May 3, 2004 through August 31, 2004
RATE PER CL: \$54.00
MAXIMUM AMT: \$9,072.00
CONTRACT: **2003/2004-136**
3. CONTRACTOR: El Paso Umpires Association
DATES: May 3, 2004 through August 31, 2004
RATE PER CL: \$58.00
MAXIMUM AMT: \$8,120.00
CONTRACT: **2003/2004-137**

- 4Y.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

AQUATICS**DEPARTMENT ID: 51010281, ACCOUNT 501011**

1. CONTRACTOR: Ceasar Alba, Swim Instructor, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-228**
2. CONTRACTOR: Omar Alba, Senior Lifeguard, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$6.60
CONTRACT NO: **2003/2004-229**
3. CONTRACTOR: Timothy B. Boyd, Swim Instructor, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-230**
4. CONTRACTOR: Samantha Delgado, Swim Instructor, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-231**
5. CONTRACTOR: Juanita Duchene, Pool Attendant, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.40
CONTRACT NO: **2003/2004-232**
6. CONTRACTOR: Eric G. Hansen, Swim Instructor, Step 2
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.50
CONTRACT NO: **2003/2004-233**
7. CONTRACTOR: Allison L. Hayes, Lifeguard, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.25
CONTRACT NO: **2003/2004-234**
8. CONTRACTOR: Valerie M. Monsivais, Lifeguard, Step 2
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$6.00
CONTRACT NO: **2003/2004-235**
9. CONTRACTOR: Laura Muñoz, Swim Instructor, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-236**

10. CONTRACTOR: David J. Solis, Pool Attendant, Step 1
DATES: April 28 through September 30, 2004
RATE PER HR: \$5.40
CONTRACT NO: **2003/2004-237**
11. CONTRACTOR: Lisa A. Spurgin, Swim Instructor, Step 3
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.65
CONTRACT NO: **2003/2004-238**
12. CONTRACTOR: Michael Torres, Swim Instructor Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-239**
13. CONTRACTOR: Brittney R. Villalba, Swim Instructor, Step 1
DATES: April 28, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-240**

4Z. That the Mayor be authorized to sign an Agreement for Landscape Architectural Services by and between the **CITY OF EL PASO** and **URBAN OASIS LANDSCAPE DESIGNS, INC.** for landscape architectural design services related to the 2000 Quality of Life Bond Projects, in an amount not to exceed EIGHT HUNDRED THOUSAND AND 00/100 DOLLARS (\$800,000.00).
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

4AA. That the Mayor be authorized to sign the Application, Legal Basis and Eligibility Statement and Invoice Option Forms and the Accreditation/Recognition Program for Law Enforcement/Recognition Agreement between the City of El Paso and the Commission on Accreditation for Law Enforcement Agencies, Inc. on behalf of the El Paso Police Department to allow the Police Department to seek accreditation from the Commission.
[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

4BB. That the Mayor be authorized to sign an Agreement with DAVITA MESA VISTA DIALYSIS, to provide One (1) Four Cubic Yard Dumpster for a service fee of \$15.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 7)** [Solid Waste Management, Emma Acosta, (915) 621-6719]

5. Notice to set a public hearing to be held on May 25th, 2004 to determine if the property located at 3718 E. San Antonio in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 10th, 2004. The owner of record as of, March 23, 2004, Luisa N. Aguilar, 1010 E. Cliff Dr., El Paso, Texas 79902, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

6. Notice to set a public hearing to be held on May 25th, 2004 to determine if the property located at 11260 Montana Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 23rd, 2004. The owners of record as of April 6th, 2004, Bob Cass, P. O. Box 1697, Clint, Texas 79836, Betty Jean Cass Best, P. O. Box 1697, Clint, Texas 79836, June Cass Bourland, 6496 S. Teller Court, Littleton, Colorado 80123, RimFire Industries, P. O. Box 513, Clint, Texas 79836, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 5)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
7. Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 6)**

Subdivision: Hillpoint Estates Unit One
 Owner/Developer: RAKMR I, LTD.
 Consultant: CEA Engineering Group

Street Improvements:

Picasso Drive - from the northwest subdivision boundary line to the south property line of Saint Dominic Drive

Saint Luke Street - from the north property line of Saint Dominic Drive to the south property line of Saint Laurence Avenue

Saint Dominic Drive - from the northeast subdivision boundary line to Station 7+71.24

Saint Abraham Place - from Station 7+71.24 to the south property line of Saint Laurence Avenue

Saint Francis Court - from the east property line of Saint Abraham Place to the west property line of Saint Vitus Street

Saint Pius Circle - from the east property line of Saint Abraham Place to the end of cul-de-sac

Saint Laurence Avenue - from the northeast subdivision boundary line to the west property line of Saint Vitus Street

Saint Crispin Avenue - from the northeast subdivision boundary line to the west property line of Saint Vitus Street

Saint Romeo Avenue - from the northeast subdivision boundary line to the west property line of Saint Vitus Street

Saint Vitus Street - from the northwest subdivision boundary line to the northeast subdivision boundary line, and from the northeast subdivision boundary line to the southeast subdivision boundary line

Saint Lucia Drive - from the east property line of Saint Vitus Street to the northeast property line between Lots 23 & 24, Block 8, and from the northeast property line between Lots 23 & 24, Block 8 to the east property line of Saint Vitus Street

Drainage Improvements:

Storm Drainage System

located at Saint Crispin Avenue; 2-2 Grate Drop Inlet Type I; and 35.99 ft. of 24" R.C.P.
located at Saint Laurence Avenue; 1-1 Grate Drop Inlet I; and 51 ft. of 30" R.C.P.
located at Saint Abraham Place; 1-3 Grate Drop Inlet Type I; and 12.26 ft. of 24" R.C.P.
located at Saint Luke Street; 2-1 Grate Drop Inlet Type I and 51 ft. of 24" R.C.P.

20 ft. Drainage Easement - between Lots 5 and 6, and Lots 15 and 16, Block 5; 215.74 ft. of 24" R.C.P.

20 ft. Drainage Easement - at Lots 7 and 40, Block 3; 226 ft. of 30" R.C.P.

25 ft. Emergency Access R.O.W. and P.S.B. Easement - between Lots 10 and 11, Block 8; 210 ft. x 6 ft. high Rock Wall Fence located at the north and south sides of the R.O.W.; and 1-18 ft. Double Swing Gate

Retention Ponding Area - at Lot 9, Block 4 with a 2.011ac. Area and a 18.878 ac-ft. Capacity; 3-Thrust Block Structure with Concrete Rip-Rap; 130.56 ft. of 30" R.C.P.; 123.54 ft. of 24" R.C.P.; 2-Junction Box/72" Manhole; 1-Junction Box/48" Manhole; 1248.57 ft. x 6 ft. high Rock Wall Fence around the ponding area perimeter; 655 ft. x 5 ft. Concrete Sidewalk; 20 ft. wide Concrete Drive Way; 18 ft. Double Swing Gate; and Pond Gauge

60 ft. Dedicated R.O.W. and 30 ft. Pasotex Pipeline Easement.-163.62 ft. of 24" R.C.P.
[Engineering Department, Bashar Abugalyon, (915) 541-4157]

8. Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Civil Service Recorder (1)

[Human Resources, Terry A. Bond, (915) 541-4509]

9. **STAFFING TABLE CHANGES:**

9A. PARKS & RECREATION

Add	2.19	Recreation Leader II	R3
[Parks & Recreation Department, Dr. Norman Merrifield, 541-4331]			

9B. MUNICIPAL SERVICES

Add	1.00	Municipal Services Assistant Director for Facilities Manager	EX-E
[Municipal Services, Ed Drusina, (915) 541-4202]			

10. Appointment of Daniel A. Valenzuela as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from May 24, 2004 to June 25, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
11. Appointment of Jonathan Huerta as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from June 1, 2004 to July 6, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]

- 12.** Appointment of John A. Prisner as Summer Law Clerk with the Office of the City Attorney for a period of five (5) weeks at a weekly rate of \$900.00 effective from July 12, 2004 to August 13, 2004. [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]

13. BOARD APPOINTMENTS:

- 13A.** Daphne Hamilton to the City Plan Commission to fill an unexpired term by Representative Daniel S. Power. [Representative Daniel S. Power, (915) 541-4189]
- 13B.** Beverly J. Hood to the El Paso Public Arts Commission by Representative Daniel S. Power. [Representative Daniel S. Power, (915) 541-4189]
- 13C.** Cindy J. Crosby to the Historic Landmark Commission by Representative Daniel S. Power. [Representative Daniel S. Power, (915) 541-4189]

14. APPLICATIONS FOR TAX REFUND: [Tax Office, Juan Sandoval, (915) 541-4369]

- 14A.** UPS Supply Chain Solutions in the amount of \$3,204.51, overpayment of 2003 taxes. (PID #2003-999-3378-0034)
- 14B.** Mortgage Service Center in the amount of \$9,195.14, overpayment of 2003 taxes. (PID #C837-999-0010-0200)
- 14C.** Countrywide Tax Services Corporation in the amount of \$15,811.96, overpayment of 2003 taxes. (PID #S332-999-0030-2300)

- 15.** Change Order No. One (Construction Change) Silverton Construction Company, Inc. for "Cleveland Square Redevelopment Main Library Addition / Remodeling, New History Museum & Cleveland Square Park" for an increase amount not to exceed of \$70,000.00. An increase in the contract amount for the replacing of the Main Library's existing 100-ton (refrigeration) capacity chiller with a new unit of equal capacity. [Purchasing Department, Miguel A. Rodriguez, (915) 541-4424]

16. BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

16A.	Bid No.:	2004-139	Landfill Compactor	
	Award to:		Wagner Equipment Company	
			El Paso, TX	
	Item (s):		Alternate Bid 2	
			Item 1--Landfill Compactor	\$656,000.00
			Options O5 and O8 at No Charge	0.00
			Item 2--5 Year Repair Expenses	<u>+158,711.00</u>
			(Not to Exceed)	<u>\$814,711.00</u>
			Item 3--Guaranteed Repurchase Price	<u>- 156,200.00</u>
				<u>\$658,511.00</u>

Department:	Solid Waste Management
Funds available:	508006-34340200-40415 (\$656,000.00)
	502300-34010296-40403 (\$158,711.00)
Funding source:	FY2004 Solid Waste Management Revenue Bonds
	FY2004-FY2008 Solid Waste Management Operating Funds

Total award: \$814,711.00
District (s): All

The Fleet Services, Solid Waste Management, and Purchasing Departments recommend award as vendor has provided the Best Value Bid. This vendor also offered the lowest responsive bid.

This is a fixed-price, single (one-time) purchase, to purchase a Landfill Compactor. There is an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred eighty (180) days from the date of award of the contract. No prompt payment discount is offered.

It is requested that the Mayor and Staff be authorized to execute budget transfers for this purchase, as necessary.

[Purchasing Department, Monica Vera, (915) 541-4234]

16B. Bid No.: 2004-140 EPFD Engine Exhaust Removal System
 Contractor: Air Cleaning Technologies Inc.
 Broken Arrow, OK. 74012

Department: Fire Department
 Funds Available: 04252003-PMB0004130-27260-508008
 (\$30,891.07)
 62620029-PAP0007001-41062-508027
 (\$6,180.00 for FS #32)
 22150024-G220403-07162-508008
 (\$107,043.93) FEMA Grant

Funding Source: FY03 City Equipment Capital, Airport Revenue and
 FEMA (Federal Emergency Management Agency) Grant

Items: Base Bid \$144,115.00
 Total Award: \$144,115.00

Districts: Citywide

The Departments of Purchasing, Engineering and Fire Department, recommend the award of Base Bid of this contract to Air Cleaning Technologies Inc., The Best Value proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Roberto Bustamante, (915) 541-4521]

17. REQUEST FOR PROPOSAL:

This competitive sealed bid proposal is being awarded to the responsible offeror whose proposal is determined to be the most advantageous to the City, considering the relative importance of price and the other evaluation factors included in the request for proposal.

Bid No.:	2004-101R	Performance Auditing Services for Delinquent Tax Collection Service Contract
Award to:		Wiener Strickler, LLP El Paso, TX
Item (s):		All
Amount:		\$35,000.00
Department:		Office of Management and Budget
Funds available:		99011273-01101-505413
Funding source:		Office of Management & Budget - Operating Funds Special Items
Total award:		\$35,000.00
District (s):		All

The review committee for the Award of Performance Auditing Services For Delinquent Tax Collection has met and reviewed the Sole responsive Proposal that was received. It is the recommendation of the committee to award the RFP to this firm. The proposal response addressed the scope and intent of the RFP.

Additionally, random companies were selected from the list that had expressed interest in the RFP to determine why they did not submit responses. Most companies declined to submit a proposal.

Additionally, it is requested authorization for City staff to negotiate, City Attorney's Office to review, and the Mayor be authorized to execute any related contract documents and agreements necessary during the contract.

[Purchasing Department, Ray Heredia, (915) 541-4316]

18. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

18A.	Bid No.:	2004-084	Temporary Personnel
	Award to:	Vendor 1	RMP Personnel, Inc. El Paso, TX
	Item (s):		2
	Amount:		\$12,000.00 (estimated yearly)
		Vendor 2	Advance'd Temporaries, Inc. El Paso, TX
	Items (s)		1 & 3
	Amount		\$162,000.00 (estimated yearly)

Department: City-County Health Department
Funds available: 41150020-06075-502213
Grant G410406
Funding source: Temporary Employment Services –
TDH Immunization Grant
Total award: \$348,000.00 (estimated)
District (s): All

City-County Health and Purchasing recommend award as indicated as these vendors are the low, responsive and responsible bidders meeting specifications.

This is a twenty-four month contract with the option to renew the contract for two additional years. Additionally, Advance'd Temporaries, Inc. offers a 2% 10 days Prompt Payment Discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

- 18B.** Bid No.: 2004-120 Temporary Personnel
Award to: Vendor 1 Adecco Employment Services
El Paso, TX
Item (s): #7
Amount: \$780.00 (estimated yearly)
- Award to: Vendor 2 Advance'd Temporaries Inc.
El Paso, TX
Items (s): #2, 3, 4, 5, 6, & 9
Amount: \$67,864.00 (estimated yearly)
- Award to: Vendor 3 dmDickason Personnel Svcs
El Paso, TX
Items (s): #1 & 8
Amount: \$28,080.00 (estimated yearly)
- Department: Department of Human Resources
Funds available: Various
Funding source: Various
Total award: \$96,724.00 (estimated yearly)
District (s): All

Human Resources Department and Purchasing recommend awards as indicated as these vendors are the low, responsive and responsible bidders meeting specifications.

This is a thirty-six [36] month contract with no renewable options. Additionally, Advance'd Temporaries, Inc. offers a 2% 10 days Prompt Payment Discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

- 18C.** Bid No.: 2004-130 Wheeled Bucket Loaders
Award to: Sierra Machinery
Item (s): 1 – Two (2) Each
Optional Items: O1, O2, O10, O11 – Two (2) Each
O3, O7 – One (1) Each

Amount: \$196,479.00
 \$60,000.00 Less Trade-In Amount
 \$136,479.00

Department: Street Department
 Funds available: 04200401-508029-29203-PMB0005003
 Funding source: FY2004 General Obligation Bonds
 Total award: \$196,479.00
District (s): All

The Fleet Services, Street, and Purchasing Departments recommend award as indicated as this vendor has provided the low, responsive, responsible bid meeting specifications.

This is a fixed-price, single (one-time) purchase, to purchase two (2) Wheeled Bucket Loaders. There is also an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within three hundred and sixty-five (365) days from the date of award of the contract. No prompt payment discount is offered.

[Purchasing Department, Monica Vera, (915) 541-4234]

19. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

19A. BT2004-645 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$120,000 to pay for infrastructure improvements in connection with the development of park site at Franklin Hills. Funding source is HFC funds.

Increase	\$120,000	to	31125001/PPR000327624/508027	Construction
Increase	\$120,000	to	31125001/P50145827610/407002	Est Rev
Decrease	\$120,000	from	31125001/P50145827610/507001	Intrfd Trf
Increase	\$120,000	to	31125001/PPR000327624/407001	Intrfd Trf

19B. BT2004-591 SOLID WASTE MANAGEMENT

Set up revenue received and appropriations for grants received from Rio Grande Council of Governments (Pass Through Grant) Grants are for FY 2004. These grants will serve to a) provide supplies and educational materials for clean-ups, b) and to provide containers (4/6 cyd) for new and existing customers in the recycling program.

Increase	\$28,000	to	34150062/G34040107120/406001	St Grt Proc
Increase	\$16,000	to	34150062/G34040107120/502215	Cont Svc
Increase	\$12,000	to	34150062/G34040107120/503117	Eq Maint Sup
Increase	\$24,000	to	34150062/G34040207121/406001	St Grt Proc
Increase	\$24,000	to	34150062/G34040207121/508004	PubUseFacEq

19C. BT2004-629 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$25,000 to fund the construction phase of the Zaragosa Bridge Joint Repair. Funding source is previously issued revenue bonds. **(District 6)**

Increase	\$25,000	to	32000082/P50100543001/508027	Construction
Increase	\$25,000	to	32000082/P50100543001/407002	Proc Rev

19D. BT2004-630 PARKS AND RECREATION

This budget transfer requests a new appropriation to install a three compartment sink at the Carolina Recreation Center to meet Health Department codes.

Increase	\$2,000	to	51510073/P50020816308/407002	Est Rev
Increase	\$2,000	to	51510073/P50020816308/508003	Bldg Imprv

20. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

20A. Mt. Hope Lutheran Church to hold a Pentecost picnic & parade on June 12, 2004 from 9:00 a.m. to 10:00 a.m. Route: Start at San Pablo Lutheran Church 301 Schutz to Padilla Drive, proceed on Padilla Drive and finish at Capistrano Park. Approximately 100 persons will take part. PERMIT NO. 04-030 **(District 6)** [Reverend Rodney H. Hanson]

20B. Sageland Elementary to block off 7900 Block of Santa Monica between Venado and La Paz on May 14, 2004 from 10:45 a.m. to 1:00 p.m. for a block party. Approximately 600 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". This request also permission to use amplification (1 amplifier, 2 speakers, and 1 microphone). PERMIT NO. 04-031 **(District 7)** [Sylvia Berry]

20C. Loma Terrace Kindergarten & 1st grade to hold a walk on April 28, 2004 from 9:00 a.m. to 12:15 p.m. Route: Start at Loma Terrace Elementary-8200 Ryland to Lomaland, turn right on Lomaland to Burnham, turn right on Burnham and finish at the Movie One Theatre. Approximately 260 persons will take part. PERMIT NO. 04-034 **(District 7)** [Georgina Valadez]

REGULAR AGENDA

21. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

- 21A.** An Ordinance amending Title 20 (Zoning) Chapter 20.08.207 (Mobile Service Unit Development Standards) to allow businesses to provide Mobile Servicing for employee vehicles at the employer's place of business.
[Representative John F. Cook, (915) 541-4140]
- 21B.** An Ordinance amending Title 18 (Buildings and Construction), Chapter 18.02 (Building and Construction Administrative Code), of the El Paso Municipal Code, to add Section 18.02.101.4.9 (Selection Procedures for Third Party Plan Review Services) to provide for the review of plans and permit documents by approved Third Party Companies and to enumerate a selection procedure for said companies. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 21C.** An Ordinance granting a Special Privilege to Trade Key, LTD, permitting the encroachment onto public rights-of-way with one (1) subsurface drainage eighteen inch (18") Type III RCP (Reinforced Concrete Pipe) along Venture Drive. **(District 6)** (Consideration; SP-04004, Total Annual Fee: \$1,320.00)
[Building Permits and Inspections, Raymond Bonilla, (915), 541-4767]
- 21D.** An Ordinance granting a Special Privilege to "RX" Sin Receta LLC, to permit the temporary use and closure of a portion of the two eastern lanes of the Zaragosa International Bridge; and public rights-of-way along the alley between Oregon Street and El Paso Street and between Third Avenue and Sixth Avenue; and the north east corner of Father Rahm Avenue and El Paso Street. For the purpose of filming a motion picture on May 20, 21, 24, 25, 26, 27, 2004.
(Fee: \$375.00, SP-04007) **(Districts 6 and 8)**
[Building Permits and Inspections, Raymond Bonilla, (915), 541-4767]

PUBLIC HEARING WILL BE HELD ON MAY 11, 2004 FOR ITEMS 21A – 21D

- 21E.** An Ordinance changing the zoning of Lots 6 and 7, Block 1, El Paso West Unit 2, Replat A, City Of El Paso, El Paso County, Texas (1345 Export Place) from M-1 (Manufacturing) to C-3 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00043. Applicant: Harvest Christian Center, Inc./ Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 1)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

PUBLIC HEARING WILL BE HELD ON MAY 18, 2004 FOR ITEM 21E

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

22. DISCUSSION AND ACTION – MAYOR AND COUNCIL:

22A. Discussion and action on amending Section 20.02.565 (Parking Space, Off-Street Accessible) to insert a broad provision that allows for an access aisle to be...."marked with diagonal stripes and any other markings as determined necessary by the Director of Building Permits and Inspections or the Texas Department of Licensing and Regulation, Architectural Barriers Division". Enforcement of this provision would be applicable in all existing and new parking lots, public and private, from the date of adoption pursuant to Title 12 Vehicles and Traffic, Chapter 12.44 Stopping, Standing and Parking Generally, Section 12.44.180 Regulation Pertaining to Certain Special Situations, and Section 12.44.200 Handicap Parking on Private Property, and Title 20, Zoning, Chapter 20.64 Off Street Parking and Loading Requirements, Section 20.64.060 Directions to Parking Spaces- Locations of Parking Spaces-Location and Direction of Movements Along Driveways, and Section 20.64.100 Maintenance of the El Paso Municipal Code. Violations of any markings instituted pursuant to this amendment will be enforced and will result in citations being issued pursuant to the Texas Transportation Code, Title 7 Vehicles and Traffic Subtitle H Parking, Towing, and Storage of Vehicles, Chapter 681 Privileged Parking, Section 681.010 Enforcement and Section 681.0101 Enforcement by Certain Appointed Persons. [Representative Jose Alexandro Lozano, (915) 541-4515]

22B. Discussion and action on entering into a pilot recycling program with Nortoner to collect, remove and transport, or dispose of the City's empty toner, fax, inkjet and photocopier cartridges through the setting up of collection containers in diverse locations in El Paso. This pilot program would serve a public purpose by providing a recycling opportunity after the recent public concerns regarding the lack of recycling efforts by the City of El Paso; any monies generated from this recycling effort are considered public funds; and the collections would fall within the legal requirements of a \$3,000.00 limit without calling for competitive bidding, as defined by Legal. [Representative Jose Alexandro Lozano, (915) 541-4515]

23. DISCUSSION AND ACTION – PLANNING, RESEARCH AND DEVELOPMENT:

Resolution that the City accepts the dedication of a right-of-way and easement for public streets located within a portion of a 30 foot wide Paso Tex pipeline right of way in Section 8, Block 79, Township 3, Texas and Pacific Railway Company Surveys, El Paso County, Texas, being more fully described by metes and bounds in Exhibit "A," from Chevron Pipeline Company, a Delaware Corporation. **(District 6)** [Planning, Research & Development, Rudy Valdez, 541-4635]

24. DISCUSSION AND ACTION – PURCHASING:

Request rejection of RFP # 2004-069R City Employee Assistance Services as recommended by Purchasing and the Office of Management and Budget, Insurance & Benefits Department.

All Requests for Proposals are being rejected. The consultant and the City of El Paso are working to integrate this in to a Request for Proposals with insurance and issuing that RFP at a later date. [Purchasing Department, Ray Heredia, (915) 541-4316]

25. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:

An Ordinance granting a Special Privilege to the El Paso Heritage Week Festival to temporarily close a portion of Anthony Street between San Francisco Avenue and San Antonio; and Western Court between Anthony Street and Durango Street (access road) for the El Paso Heritage Week Festival on Saturday, May 1, 2004. (Consideration \$50.00, SP-04005) **(District 8)**

[Building Permits and Inspections, Raymond Bonilla, (915), 541-4767]

26. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT

26A. An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Section 20.04.520 (Administrative Provision; Notice-Method) to change the notice requirements for a zoning change on one acre or more of land. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. **(All Districts)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

26B. An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by amending Section 20.04.520 (Administrative Provision; Notice-Method) to change the notice requirements for a zoning change, special use permit, or release of zoning condition on one acre or more of land. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. **(All Districts)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

26C. An Ordinance changing the zoning of a portion of Lot 4, Block 160, Vista Del Sol Unit 54, El Paso, El Paso County, Texas (11329 Pellicano Dr.) from P-I (Planned Industrial) to C-4 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00013. Applicant: Texas M, LLC / Representative: Margaret Portillo, 300 E. Main, Suite 1208, El Paso, TX 79901 **(District 7)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

26D. An Ordinance changing the zoning of a portion of Lot 4, Block 134, Pebble Hills, El Paso, El Paso County, Texas (Wooster Lane) from A-O (Apartment-Office) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00033. Applicant: Joseph Pickett / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 5)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

26E. Resolution approving Detailed Site Development Plan No. ZON04-00036, for Lot 12 and 13 of Block 3, of Keystone Business Park (4200 Doniphan), pursuant to a zoning condition imposed by Ordinance No. 008930. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Keystone Heritage Park Inc. / Representative: ECM International, David Kessenger, 414 Executive, Suite 200, El Paso, TX 79912. **(District 1)**

[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

27. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:

- 27A.** Public hearing to determine if the property located at 3303 Frutas Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Margarita Alvarez, 3544 East Glen Drive, #B, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$5,139.88. **(District 8)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 27B.** Public hearing to determine if the property located at 3008 Barkarian Place, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated November 12th, 2003. The owners of this property, Antonio and Sylvia Legaspi, 10837 Bella Vista Drive, El Paso, Texas 79935, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 5)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 27C.** Public hearing to determine if the property located at 10301 Dyer Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 27th, 2003. The owner of this property, Dr. Luis R. Marioni, 3734 King Palm Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$18,482.02. **(District 4)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 27D.** Public hearing to determine if the property located at 378 S. Santa Fe Street AKA 115 W. Paisano Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 26th, 2003. The owner of this property, Anid, Inc., 2120 Myrtle Avenue, El Paso, Texas 79901, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 27E.** Public hearing to determine if the property located at 7308 Alameda Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated December 19th, 2002. The owners of this property, Hector and Martha G. Hernandez (Owners), 7308 Alameda Avenue, El Paso, Texas 79915, and Hector R. and Martha G. Hernandez, 9455 Viscount Blvd., Apt. #529, El Paso, Texas 79925-7022, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 27F.** Public hearing to determine if the property located at 7657 Alameda Avenue Apts. #1, #2 & #4, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 28th, 2003. The owners of this property, Gonzalo and Tomasa De La Rosa, Owners, 9697 Omelveny Avenue, Pacoima, CA 91331-4158 and Herbert De La Rosa, 1152 Morgan Marie Street, El Paso, Texas 79936, have been notified of the violations at this property. Delinquent taxes in the amount of \$7,878.55. **(District 3)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 27G.** Public hearing to determine if the property located at 7202-7204 North Loop Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated December 8th, 2003. The owner of this property, Gonzalo Gonzalez, Owner, 7202-7204 North Loop Drive, El Paso, Texas 79915 and Gonzalo Gonzalez, Owner, 7221 North Loop Drive, El Paso, Texas 79915, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 28.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)
- Section 551.071 CONSULTATION WITH ATTORNEY
 Section 551.072 DELIBERATION REGARDING REAL PROPERTY
 Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
 Section 551.074 PERSONNEL MATTERS
 Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
 Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
- Discussion and action on the following:
- 28A.** Petition of El Paso Electric Company to Reconcile Fuel Costs; PUC Docket 26194; SOAH Docket No. 473-03-0278. (551.071)
 [City Attorney's Office, Kevin Elkins, (915) 541-4550]
- 28B.** Discussion and action regarding possible claims under a certain "Agreement for Engineering Services" with Bath Engineering Corporation dated November 5, 2002. (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]
- 28C.** Texas Commission on Environmental Quality (TCEQ) Air Quality Permit No. 20345 (551.071) [City Attorney's Office, Raymond L. Telles, (915) 541-4550]
- 28D.** Richard Juarez v. City of El Paso; Cause No. 2002-5125 (551.071)
 [City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 28E.** Luis L. Maldonado vs. City of El Paso, et. al., Cause No. EP-04-CA-0043PRM (551.071) [City Attorney's Office, Michael Moffeit, (915) 541-4550]
- 28F.** Jack Briggs v. City of El Paso, Cause No. 2002-896 (551.071)
 [City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov>